

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

(ECF)

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MICHAEL SCHILLER, FRANCESCA  
FIORENTINI, ROBERT CURLEY, and  
NEAL CURLEY,

Plaintiffs,

- against -

The CITY OF NEW YORK; RAYMOND  
KELLY, Commissioner of the New  
York City Police Department;  
TERENCE MONAHAN, Assistant Chief  
of the Bronx Bureau of the New  
York City Police Department,

Defendants.  
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JAMES C. FRANCIS IV  
UNITED STATES MAGISTRATE JUDGE

04 Civ. 7922 (KMK) (JCF)

DISCOVERY ORDER #2

**USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 11/13/06**

A pretrial conference having been held on November 9, 2006, it  
is hereby ORDERED as follows:

1. Counsel for any party seeking to take a deposition (the  
"Requesting Party") may serve a notice on counsel for the party to  
be deposed (the "Responding Party") at any time in advance of the  
deadline for doing so as set forth in the Case Management Order  
governing each individual action.

2. Within three weeks of receiving such a deposition notice,  
counsel shall agree on a deposition date from among those proposed  
by counsel for the Responding Party.

3. Each deposition shall be conducted within six weeks after  
counsel have agreed on a date.

4. When counsel for a plaintiff notices a deposition, that

attorney shall be responsible for notifying all other plaintiffs' counsel to determine whether they have an interest in participating in the deposition and shall arrange the deposition accordingly.

5. At least one week prior to any deposition, counsel for the Responding Party shall produce all requested documents relevant to the deponent's anticipated testimony that were not previously disclosed.

6. Absent exceptional circumstances, no deponent shall be required to appear for deposition more than one time.

7. All depositions will presumptively be limited to seven hours.

8. This order applies to, and shall be docketed in, all of the related cases, which are listed in attachment A. It does not govern the consolidated discovery concerning Monell issues.

SO ORDERED.

  
JAMES C. FRANCIS IV  
UNITED STATES MAGISTRATE JUDGE

Dated: New York, New York  
November 13, 2006

Copies mailed this date:

Christopher T. Dunn, Esq.  
New York Civil Liberties Union  
125 Broad Street, 17th Floor  
New York, New York 10004

Michael L. Spiegel, Esq.  
111 Broadway, Suite 1305  
New York, New York 10006

Jonathan C. Moore, Esq.  
Moore & Goodman, LLP  
99 Park Avenue, Suite 1600  
New York, New York 10016

Jeffrey A. Rothman, Esq.  
575 Madison Avenue, Suite 1006  
New York, New York 10022

Peter G. Farrell, Esq.  
Special Assistant Corporation Counsel  
City of New York Law Department  
100 Church Street  
New York, New York 10007

**ATTACHMENT A**

04 Cv 7922 ( KMK) (JCF)  
04 Cv 7921  
04 Cv 9216  
04 Cv 10178  
05 Cv 1562  
05 Cv 1563  
05 Cv 1564  
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05 Cv 2910  
05 Cv 3616  
05 Cv 3705  
05 Cv 4949  
05 Cv 5080  
05 Cv 5152  
05 Cv 5268  
05 Cv 5528  
05 Cv 6780  
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06 Cv 0362  
06 Cv 0433  
06 Cv 1779  
06 Cv 2041  
06 Cv 2270